COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE Docket No. BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR 18611 EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity) In Re Application Of: Louis Schofield Application No. Filing Date Examiner Customer No. **Group Art Unit** Confirmation No. September 9, 2005 Rodney P. Swartz 23389 4482 10/522,494 1645 Invention: IMMUNOGENIC COMPOSITIONS AND DIAGNOSTIC AND THERAPEUTIC USES THEREOF **COMMISSIONER FOR PATENTS:** This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of June 18, 2009 in the above-identified application. Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary finally rejecting Claim(s) 28, 33, 38-42, 66-68, 80 and 81 Examiner dated June 18, 2009 Applicant(s) hereby request(s) an extension of time of (check desired time period): ☐ Four months ☐ Five months ☐ One month ☐ Two months ☑ Three months September 18, 2009 December 18, 2009 until: from: Date Date The fee for the Notice of Appeal and Extension of Time has been calculated as shown below: Fee for Notice of Appeal: \$540.00 \$1,110.00 (\$490 previously paid Fee for Extension of Time: 11/18/09) TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$1,650.00 Total: \$1160.00 The fee for the Notice of Appeal and extension of time is to be paid as follows: A check in the amount of for the Notice of Appeal and extension of time is enclosed. Please charge Deposit Account No. 19-1013/SSMP in the amount of \$1,160.00 X The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-1013/SSMP Any additional filing fees required under 37 C.F.R. 1.16. Any patent application processing fees under 37 CFR 1.17. ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No. 18611

In Re Application Of: Louis Schofield

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/522,494	September 9, 2005	Rodney P. Swartz	23389	1645	4482

Invention: IMMUNOGENIC COMPOSITIONS AND DIAGNOSTIC AND THERAPEUTIC USES THEREOF

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

Xiaochun Zhu

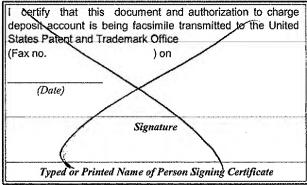
Reg. No. 56,311

Scully, Scott, Murphy & Presser, P.C.

Dated: December 17, 2009

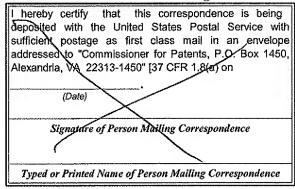
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